



RCE #
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PARKHURST & WENDEL, L.L.P.
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Attorney Docket No.: YMOR:219

Date: November 17, 2004

Mail Stop RCE
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

Examiner: Jorge L. Ortiz Criado

Group Art Unit: 2655

Confirmation No.: 2007

Sir:

This is a

☒ Request for Continued Examination (RCE) under 37 CFR §1.114 (prosecution of the application is closed in the sense of 37 CFR §1.114(b));

☐ Divisional Continuation Application (parent not abandoned) under 37 CFR §1.53(b);

of pending application Serial No. 09/914,229, filed August 24, 2001 for
[Title as filed]: OPTICAL DISK DEVICE AND TRACK HOLD CONTROL METHOD THEREOF

[Amended Title]: same

by [Inventors]: Toshihiko KAJI

1. ☐ A copy of the prior application is attached. This copy comprises a true copy of the prior application as filed (specification, claims, drawings, declaration). No amendments referred to in the declaration (if any) filed to complete the prior application introduced new matter therein.
2. ☐ Abandon said prior application as of the filing date accorded this application.

3. [x] The filing fee is calculated below:

CLAIMS REMAINING IN AN APPLICATION AFTER ENTRY
OF ANY PRELIMINARY AMENDMENT OR AMENDMENT
UNDER 37 CFR \$1.116 NOTED BELOW

Basic Fee
\$790.00

Total claims	5	-20 =	0 x \$18.00 (* 9.00) =	
Independent claims	3	- 3 =	0 x \$88.00 (*44.00) =	
Total Filing Fee.....			=	\$790.00

4. [x] A check in the amount of \$790.00 is enclosed (CK# 18170).
THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY OTHER FEES
WHICH MAY BE REQUIRED OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT
NO. 160331.

5. [x] Cancel in this application claims 1, 2, 6-9 and 12 of the prior
application before calculating the filing fee. At least one
independent claim is retained for filing purposes.

6. [] Amend the specification by inserting before the first line the
sentence:

--This is a [] Continuation [] Division of application Serial No.
___ filed ___, , which in turn is a national stage entry of
International Application No. filed designating the U.S., which
claims the benefit of Application No. filed.--

7. [] Please enter in the present application the Amendment Under 37 CFR
\$1.116 with any attachments filed on in this application which was
not entered therein.

8. [x] Priority of foreign application(s) No. 11-368555, filed
December 27, 1999; in Japan is claimed under 35 U.S.C. §119.

[x] The certified copy was filed in National Stage Application No.
PCT/JP00/08586.

[] A certified copy of the above corresponding foreign application is
filed herewith.

9. [x] The prior application is assigned of record to MATSUSHITA ELECTRIC
INDUSTRIAL CO., LTD. Recorded at Reel 012220, Frame 0810.

10. [x] The power of attorney in the prior application is to Roger W. Parkhurst, Registration No. 25,177 and Charles A. Wendel, Registration No. 24,453:

[x] a. The power appears in the original papers in the prior application.

[] b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

[x] c. Address all future communications to

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Telephone: (703) 739-0220.

11. [] An Application Data Sheet is enclosed herewith.

12. [x] A Preliminary Amendment is enclosed herewith.

13. [] An Information Disclosure Statement is enclosed herewith.

14. [x] This application is not entitled to Small Entity Status.

15. [x] A Petition for Two Month Extension of Time is enclosed herewith.

Respectfully submitted,

PARKHURST & WENDEL, L.L.P.



Roger W. Parkhurst
Registration No. 25,177
Robert N. Wieland
Registration No. 40,225

(rev. 10/04)